IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

ABBOTT LABORATORIES, FOURNIER INDUSTRIE ET SANTÉ, and LABORATOIRES FOURNIER S.A.,)))
Plaintiffs,)
v.)
TEVA PHARMACEUTICALS USA, INC.,)
Defendant.))
TEVA DUADMACELITICAL CLICA INC) C.A. No. 02-1512 (KAJ)
TEVA PHARMACEUTICALS USA, INC., TEVA PHARMACEUTICAL INDUSTRIES LTD., and NOVOPHARM, LTD.,) CONSOLIDATED)
Counterclaim Plaintiffs,)
v.)
ABBOTT LABORATORIES, FOURNIER INDUSTRIE ET SANTÉ, and LABORATOIRES FOURNIER S.A.,)))
Counterclaim Defendants.)))
ABBOTT LABORATORIES, FOURNIER INDUSTRIE ET SANTÉ, and LABORATOIRES FOURNIER S.A.))))
Plaintiffs, v.) C.A. No. 03-120 (KAJ)
)
IMPAX LABORATORIES, INC.) CONSOLIDATED
Defendant.))

C.A. No. 05-340 (KAJ)
CONSOLIDATED
C.A. No. 05-360 (KAJ)
CONSOLIDATED

Document 145

Filed 06/30/2006

Page 2 of 6

Case 1:05-cv-00340-SLR

STIPULATION AND ORDER

The parties, through their respective attorneys and subject to order of the Court, hereby agree that Abbott Laboratories' ("Abbott"), Fournier Industrie Et Santé's and Laboratories Fournier, S.A.'s (collectively "Fournier") time to answer the counterclaims and complaints filed in the Direct Purchaser Class Plaintiffs' First Amended and Consolidated Class Action Complaint is hereby extended through and including July 6, 2006.

ROSENTHAL, MONHAIT & GODDESS, P.A.	Morris, Nichols, Arsht & Tunnell Llp
/s/Jeffrey S. Goddess	/s/James W. Parrett, Jr.
Jeffrey S. Goddess (# 630)	Mary B. Graham (# 2256)
Jessica Zeldin (# 3558)	James W. Parrett, Jr. (# 4292)
919 Market Street, Suite 1401	1201 N. Market Street
P.O. Box 1070	P.O. Box 1347
Wilmington, DE 19899-1070	Wilmington, DE 19899
(302) 656-4433	(302) 658-9200
Liaison Counsel for Direct Purchasers	Attorneys for Abbott Laboratories

PRICKETT JONES & ELLIOTT, P.A. RICHARDS, LAYTON & FINGER, P.A. /s/Elizabeth M. McGeever /s/ Gregory E. Stuhlman Elizabeth M. McGeever (# 2057) Frederick L. Cottrell, III (# 2555) 1310 King Street Anne Shea Gaza (# 4093) P.O. Box 1328 Gregory E. Stuhlman (#4765) Wilmington, DE 19899 One Rodney Square (302) 888-6521 Wilmington, DE 19801 (302) 651-7700 Counsel for Walgreen Co., Eckerd Corp., The Kroger Co., Maxi Drug, Inc. d/b/a Brooks Attorneys for Fournier Industrie et Santé and Pharmacy, Albertson's Inc., Safeway, Inc. and Laboratories Fournier, S.A. Hy-Vee, Inc., CVS Pharmacy, Inc., Rite Aid Corp. and Rite Aid Hdgtrs Corp. CHIMICLES & TIKELLIS LLP MORRIS JAMES HITCHENS & WILLIAMS /s/ A. Zachary Naylor /s/ Mary B. Matterer Pamela S. Tikellis (#2172) Mary B. Matterer (#2696) 222 Delaware Avenue, 10th Floor A. Zachary Naylor (# 4439) One Rodney Square Wilmington, DE 19899-2306 P.O. Box 1035 (302) 888-6800 Wilmington, DE 19899 (302) 656-2500 Attorneys for Impax Laboratories Inc. Liaison Counsel for Indirect Purchasers YOUNG CONAWAY STARGATT & TAYLOR, LLP Josy W. Ingersoll Josy W. Ingersoll (#1088) Karen E. Keller (#4489) The Brandywine Building 1000 West Street, 17th Floor Wilmington, DE 19899-0391 (302) 571-6600 Attorneys for Teva Pharmaceuticals USA, Inc., Teva Pharmaceuticals Industries Ltd., and Novopharm Ltd.

U.S.D.J.

SO ORDERED this _____ day of _____, 2006.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 30, 2006, the foregoing was caused to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to all registered participants.

In addition, the undersigned hereby certifies that true and correct copies of the foregoing were caused to be served via electronic mail on June 30, 2006 upon the following parties:

REPRESENTING DIRECT PARTY PLAINTIFFS (C.A. 05-340):

Jeffrey S. Goddess

jgoddess@rmgglaw.com

Bruce E. Gerstein

bgerstein@garwingerstein.com

Barry S. Taus

btaus@garwingerstein.com

Adam M. Steinfeld

asteinfeld@garwingerstein.com

Daniel Berger

danberger@bm.net

Eric L. Cramer

ecramer@bm.net

Peter Kohn

pkohn@bm.net

Linda P. Nussbaum

lnussbaum@cmht.com

Steig D. Olson

solson@cmht.com

REPRESENTING WALGREEN, ECKERD, KROGER, MAXI, CVS, RITE AID (C.A. 05-340):

Elizabeth M. McGeever emmcgeever@prickett.com

Scott E. Perwin

sperwin@kennynachwalter.com

Joseph T. Lukens

jlukens@hangley.com

REPRESENTING PACIFICARE (C.A. 05-340):

Jonathan L. Parshall jonp@msllaw.com

William Christopher Carmody bcarmody@susmangodfrey.com

John Turner

jturner@susmangodfrey.com

Shawn Rabin

srabin@susmangodfrey.com

Justin Nelson

jnelson@susmangodfrey.com

Cindy Tijerina

ctijerina@susmangodfrey.com

Ken Zylstra

kzylstra@sbclasslaw.com

Steve Connolly

sconnolly@sbclasslaw.com

Mark Sandman

mms@rawlingsandassociates.com

Jeffrey Swann

js5@rawlingsandassociates.com

REPRESENTING INDIRECT PARTY PLAINTIFFS (C.A. 05-360):

Pamela S. Tikellis

Thomas M. Sobol

Patrick E. Cafferty

Jeffrey L. Kodroff

Bernard J. Persky

Mike Gottsch

A. Zachary Naylor

Robert Davis

Brian Clobes

Michael Tarringer

Tim Fraser

David Nalven

Greg Matthews

Christopher McDonald

Kellie Safar

Theodore M. Lieverman

Pat Howard

tricor@chimicles.com

REPRESENTING TEVA PHARMACEUTICALS (C.A. 02-1512):

Josy W. Ingersoll Karen E. Keller Bruce M. Gagala Christopher T. Holding

Ken Cohen Elaine Blais

tricor@ycst.com

REPRESENTING IMPAX LABORATORIES

(C.A. 03-120):

Mary Matterer

mmatterer@morrisjames.com

John C. Vetter

jvetter@kenyon.com

Asim Bhansali

abhansali@kvn.com

REPRESENTING FOURNIER (ALL CASES):

Frederick L. Cottrell, III Anne Shea Gaza Steven C. Sunshine

Matthew P. Hendrickson Bradley J. Demuth Maggie DiMoscato Timothy C. Bickham

tricor@rlf.com

/s/James W. Parrett, Jr.

James W. Parrett, Jr. (#4292)